REQUEST FOR

OCT 0 3 2008

CONTINUED EXAMINAT

Subsection (b) of 35 U.S.C. § 132, effective on May 2011

NAME

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number:

10/619.677

Filing Date:

July 15, 2003

First Named Inventor.

LeMay et al.

Group Art Unit:

3761

Examiner Name:

Jacqueline F. Stephens

DATE

Attorney Docket Number: 460.2242USQ

CUSTOMER NO.:

67,519

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice

1.	Submission required under 37 C.F.R. § 1.114									
''	a.			Previously	y submitted					
	.	i.	,	Cd	onsider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed					
		.,		on	(any unentered amendment(s) ferred to above will be entered).					
				ref	ferred to above will be entered).					
		ii.		Co	onsider the arguments in the Appeal Brief or Reply Brief previously filed					
					ed on					
		iii.		Ot	ther					
	b.	XXXXX	·	Enclosed						
	D.	i.	XXXXX		mendment with transmittal					
		i. ii.	XXXXX	_	fidavit(s)/Declaration(s)					
		II. III.	XXXXX	•	formation Disclosure Statement (IDS) and PTO-1449					
			<u> </u>	-	ther					
	NAines	iv.]	_						
2.		llaneous	j	Cuananai	on of action on the above-identified application is requested under 37					
	a.		-	Suspense	1 103(a) for a pariod of months (Period of					
				C.F.R. 9	1.103(c) for a period of months. (Period of n shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)					
					In Shall flot exceed 3 floritins, here under 37 o.f. in. § 1.17(i) requires/					
	b.			Other	04 47() in the 07 O F D S4 444 when the DCE is filed					
3.	Fees			er 37 C.F.R.	§1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed.					
	a.	XXXX	<u> </u>	The Com	missioner is hereby authorized to charge the fee of 1270.00, any					
				deficiency	y in fees, or credit any overpayments to Deposit Account No.: 162-127					
				in the na	me of Playtex Products, Inc. If needed, the Commissioner is hereby					
				authorize	d to charge any additional fees to Deposit Account No. 01-0467.					
		i.	XXXXX	<u>(</u> R	CE fee (\$810.00) required under 37 C.F.R. §1.17(e)					
		ii.	XXXXX		xtension of Time fee (37 C.F.R. §§ 1.136 and 1.17)- \$460.00					
		iii.			ther					
	b.		_	Check in	the amount of \$ enclosed					
	C.		_	Payment	by credit card (Form PTO-2038 enclosed))					
<u> </u>										
Sont	ember 30	2008			Landy M. J. Wylely					
	of Signat				Charles N.J. Ruggiero					
Date	or Signat	.ure			Attorney for Applicant(s)					
10/06/2008	RMEBRAHT	00000010	010467	10619677	Registration No. 28,468					
					Ohlandt, Greeley, Ruggiero & Perle, L.L.P.					
01 FC:1801	. 8	10.00 DA			One Landmark Square, 10 th Floor					
					Stamford, Connecticut 06901-2682					
					Telephone: (203) 327-4500					
					Telefax: (203) 327 6401					
					CERTIFICATE OF MAILING					
I herel	by certify	that this co	rrespond	lence is bein	ng deposited with the U.S. Postal Service as first class mail in an envelope addressed to:					
Mail S	top RCE,	Commissi	oner for I	-atents, P.O	Box 1450, Alexandria, VA 22313-1450 on September 30, 2008.					
					AXIMUU					
	Suzan	ne Lombai	rdo		9/30/08					

10,					
	37 0006 0.0	REQUES FOR	ST .	Application Number:	10/619,677
OCI (0 3 7000	₩ FOR		Filing Date:	July 15, 2003
100	NTINL	在D EXAM	INATION (RCE)	First Named Inventor.	LeMay et al.
			ffective on May 29, 2000,	Group Art Unit:	3761
_			on of a utility or plant	Examiner Name:	Jacqueline F. Stephens
		cation filed on or after		Attorney Docket Number:	460.2242USQ
See Th	• • •		ion Act of 1999 (AIPA)	CUSTOMER NO.:	67,519
This is	s a Requ <u>Note:</u>	37 C.F.R. § 1.11 may wish to con RCE to be eligib Provisional Appl	A is effective on May 29, 2000 sider filing a continued prosect of the patent term adjustme lication Practice. Final Rule, 65	nder 37 C.F.R. § 1.114 of the abov. If the above-identified application was fileution application (CPA) under 37 C.F.R. § 1 ant provisions of the AIPA. See Changes to Fed. Reg. 50092 (August 16, 2000); Interior (Apr. 11, 2000), which established RCE pages 1000).	d prior to May 29, 2000, applicant 53 (d) (PTO/SB/29) instead of Application Examination and n Rule, 65 Fed. Reg. 14865
1.	Subr	nission require	ed under 37 C.F.R. § 1		
	a.	 	Previously submitte	ea	C F.R. 1.116 proviously file.
		i	Consider the	e amendment(s)/reply under 37	(any unentered amendment)
			referred to a	pove will be entered).	(any unertered amendment(
		ii	Consider the	e arguments in the Appeal Brief	or Reply Brief previously file
		···	filed on	o argamonto in tiro ripposi. Erro	
		iii.			
	b.	XXXXX	Enclosed		
		i. <u>XXX</u>		t with transmittal	
		ii.		Declaration(s)	. ===
		iii. XXX		Disclosure Statement (IDS) and	
		iv	Other		
2.	Misc	ellaneous			estion is requested under 37
	a.		C.F.R. § 1.103(c) for	on on the above-identified applic	months. (Period of
			C.F.R. 9 1.103(C) II	exceed 3 months; Fee under 37 C	F R §1.17(i) required)
	b.		Other	exceed a monthle, i se under a c	
3.	Fees	The RCF fee U	Inder 37 C.F.R. §1.17(e) is	required by 37 C.F.R. §1.114 when the	RCE is filed.
O .	a.	XXXXX	The Commissioner	is hereby authorized to charge	the fee of 1270.00, any
	σ.	<u></u>	deficiency in fees,	or credit any overpayments to D	eposit Account No.: 162-1
			in the name of Pla	ytex Products, Inc. If needed	, the Commissioner is hereb
			authorized to charg	je any additional fees to Deposi	t Account No. 01-0467.
		i. <u>XXX</u>	(XX RCE fee (\$	810.00) required under 37 C.F.F	R. §1.17(e)
		ii. <u>XX</u> X		of Time fee (37 C.F.R. §§ 1.136	and 1.17)- \$460.00
		iii	Other	1.60	
	b.		Check in the amou		sea
	C.		Payment by credit	card (Form PTO-2038 enclosed))	
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			/	La Co Allica	PROI.
	tember 3		Cha	rles N.J. Ruggiero	
Date	of Signa	ature		rney for Applicant(s)	
			Reg	istration No. 28,468	
			Ohla	andt, Greeley, Ruggiero & Perle, L.	L.P.
				Landmark Square, 10 th Floor	
				nford, Connecticut 06901-2682 phone: (203) 327-4500	
				fax: (203) 327 6401	
			CERT	IFICATE OF MAILING	
I here Mail S	eby certify Stop RCE	that this corresp , Commissioner f	ondence is being deposited	with the U.S. Postal Service as first of Alexandria, VA 22313-1450 on Septe	lass mail in an envelope addresse mber 30, 2008.
			,	AINMU	
		nne Lombardo		WELLES.	9/30/08 DATE
	NAM	E	SIGN	NATURE	DATE